

# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,  
provides for continued examination of an ability or plant application  
filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Express Mail No.	HAND CARRY
Application Number	10/806,225
Filing Date	March 23, 2004
First Named Inventor	Hans Ulrich FRUTSCHI
Group Art Unit	3746
Examiner Name	Gartenberg, E.
Attorney Docket No.	61277-0011

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This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See *Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14863 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000)*, which established RCE practice.

## 1. Submission required under 37 C.F.R. § 1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_  
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed \_\_\_\_\_
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☒ Amendment
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS) with revised Form PTO-1449 and copies of cited references
- iv. ☐ Other:

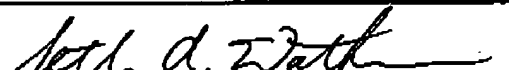
## 2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_ months.  
(Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(f) required)
- b. ☐ Other \_\_\_\_\_

## 3. Fees

- The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed
- The Director is hereby authorized to charge the following fees, or credit any overpayments, to Steptoe & Johnson LLP Deposit Account No. 19-4293, and a copy of this sheet is attached hereto:
- a. ☒ RCE fee required under 37 C.F.R. § 1.17(e), estimated to be \$ 790.00
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e), estimated to be \$ 790.00
- ii. ☒ Other Any other necessary fees for the prosecution of this RCE

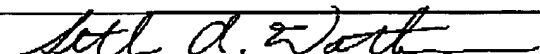
## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

  
Seth A. Watkins Reg. No. 47,169

February 28, 2006  
Dated

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being filed with the United States Patent and Trademark Office by facsimile transmitted to fax no. 571-273-8300 on the date indicated below.

Name (Print/Type)	Seth A. Watkins	Registration No. (Attorney/Agent)	47,169
Signature		Date	February 28, 2006

**BURDEN HOUR STATEMENT:** This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Commissioner for Patents P.O. Box 1450, Mail Stop RCE, Alexandria, VA 22313-1450.

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